



State of Arizona  
**Department of Education**

**Tom Horne**  
Superintendent of  
Public Instruction

CN# 14-07

MEMORANDUM

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**To:** School Health & Nutrition Program Sponsors

**From:** Mary Szafranski, Deputy Associate Superintendent  
Arizona Department of Education, Health & Nutrition Services

Kacey Frey, Health Program Director  
Arizona Department of Education, School Health & Nutrition Programs

**Date:** September 22, 2006

**RE:** Recent changes to the list of "Foods of Minimal Nutritional Value" (FMNV)

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This memo is to inform Local Educational Agencies (LEAs) of recent modifications made to the Foods of Minimal Nutritional Value (FMNV) list. Eight new products have been added to the list of exemptions and two companies and their products have been removed. As a reminder, FMNV are items that cannot be sold during designated meals times in the food service area where a reimbursable meal is sold or eaten.

**The United States Department of Agriculture (USDA) recently modified the FMNV list, allowing specific foods from certain companies to be sold in school food service areas during meal service.**

**Items from the following companies have been added to the FMNV exemption list:**

- Brach's Confections, Inc  
- **Orchard Fruit, Fruit Snacks**
- Brookside Fruit Company  
- **X-Treme Fruit Bites** (Atomic Apple)
- Arcor USA, Inc  
- **Arcor Fruit Snacks** (Mixed Fruit, Strawberry, Cherry and Grape)
- Red Toe Sodas, LLC  
- **Red Toe Soda** (Fruit Punch and Orange)

**The USDA has recently removed the following products from the FMNV exemption list:**

- Farley Foods, U.S.A.  
- **Farley's THE ROLL** (Cherry Fruit Roll slp and Strawberry Fruit Roll slp)
- Mac Farms, Inc.  
- **e-Moo Carbonated Dairy-Based Beverage** (Orange Sparkle)

Although these foods are not considered FMNV, this does not mean they are approved or endorsed by the USDA Food and Nutrition Services or the Arizona Department of Education. Furthermore, if an LEA that serves elementary, middle, or junior high schools is considering offering items from the FMNV exemptions list through a la carte, vending, snack bars, school stores, etc. the items must also comply with the Arizona Nutrition Standards. For additional information regarding the Arizona Nutrition Standards please visit: <http://www.ade.az.gov/health-safety/cnp/HB2544/Default.asp>

For detailed information on other companies/products that are not considered Foods of Minimal Nutritional Value, please visit: <http://www.ade.az.gov/health-safety/cnp/nsfp/foodstomonitor/>

If you have questions or concerns regarding this memo, please contact your assigned School Health & Nutrition Program Specialist at 602-542-8700.